

**AMENDMENT NO. 1
TO THE
INDEFINITE DELIVERY INDEFINITE QUANTITY
PROFESSIONAL SERVICES AGREEMENT
BETWEEN
TEXAS FACILITIES COMMISSION
AND
WOOD ENVIRONMENT & INFRASTRUCTURE SOLUTIONS, INC.**

THIS AMENDMENT NO. 1 is entered into by and between the Texas Facilities Commission (hereinafter referred to as “TFC”), a state agency located at 1711 San Jacinto Boulevard, Austin, Texas 78701 and Wood Environment & Infrastructure Solutions, Inc. (hereinafter referred to as “Professional Services Provider” or “PSP”), located at 3755 South Capital of Texas Highway, Suite 375, Austin, Texas 78740, to amend the original Agreement between the parties (hereinafter referred to as the “Agreement”).

WHEREAS, on or about September 21, 2017, the parties entered into that one certain *Indefinite Delivery Indefinite Quantity Professional Services Agreement between the Texas Facilities Commission and AMEC Foster Wheeler Environment and Infrastructure, Inc.*; and

WHEREAS, on March 26, 2018, AMEC Foster Wheeler Environment & Infrastructure, Inc. filed a *Certificate of Amendment for Articles of Incorporation for Nevada Profit Corporations* with the Nevada Secretary of State in the amended name of Wood Environment & Infrastructure Solutions, Inc.; and

WHEREAS, pursuant to that filing, the parties desire to change the PSP name to Wood Environment & Infrastructure Solutions, Inc., and such other information as may be required; and

WHEREAS, subject to Section 11.27, Entire Contract and Modification, such modifications may only be effected by a written amendment to the Agreement; and

WHEREAS, the Texas Legislature in the 85th Regular Legislative Session, enacted Senate Bill 252 effective September 1, 2017, relating to prohibiting governmental contracts with a company doing business with Iran, Sudan, or a foreign terrorist organization; and

WHEREAS, TFC has determined to modify the Agreement so that it reflects this prohibition;

NOW, THEREFORE, the parties agree to amend the Agreement as follows:

1. The parties agree to modify the Agreement so that all references therein to “AMEC Foster Wheeler Environment and Infrastructure, Inc.,” are replaced with, “Wood Environment & Infrastructure, Inc.”
2. The parties hereby agree to modify ARTICLE VI – WARRANTIES AND REPRESENTATIONS BY PSP, by adding Section 6.16, which shall read in ITS entirety as follows:

“6.16. PROHIBITION AGAINST CONTRACTING WITH COMPANIES ENGAGED IN BUSINESS WITH IRAN, SUDAN, OR FOREIGN TERRORIST ORGANIZATIONS. In accordance with Section 2251.152 of the Texas Government Code, TFC is prohibited from entering into a governmental contract (as defined in Texas Government Code Section 2252.151(3)) with a company that is identified on a list prepared and maintained under Texas Government Code Section 806.051, 807.051, or 2252.153. If contractor is on the above-referenced list the Contract will be considered void or voidable and TFC will not be responsible to pay Contractor for any work performed.”


3. The parties agree to modify ARTICLE XI – MISCELLANEOUS PROVISIONS, SECTION 11.7, Notices, by deleting the Professional Services Provider (“PSP”) contact information and replacing it with the following contractor contact information:

“If to PSP: Wood Environment & Infrastructure Solutions, Inc.
 Attention: Trina Mullen, Associate Industrial Hygienist
 3755 Capital of Texas Highway, Suite 375
 Austin, Texas 78704
 Telephone: (512) 241-4393
 Email: trina.mullen@woodplc.com”

Except as expressly amended above, all provisions of the Contract remain in full force and effect.

In Witness Whereof, the parties hereto have made and executed this Amendment No. 1 to this Contract to be effective as of the date of the last party to sign.

TEXAS FACILITIES COMMISSION

By:  _____
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John S. Raff

Interim Executive Director

Date of execution: 06/07/2018 | 3:18 PM CDT

GC.  _____

Dir.  _____

D.E.D.  _____

WOOD ENVIRONMENT & INFRASTRUCTURE SOLUTIONS, INC.

By:  _____
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Name: Trina Mullen

Title: Associate Industrial Hygienist

Date of execution: 06/07/2018 | 2:53 PM CDT